

STATE ELECTION COMMISSION, HARYANA
NIRVACHAN SADAN, PLOT NO. 2, SECTOR 17, PANCHKULA

Order

The 14th March, 2012

No. SEC/3ME/2012/333.—As per provisions contained in Section 13D and 13E of Haryana Municipal Act, 1973, every contesting candidate of Municipal Council has to maintain an account of his election expenses from the date of his nomination till the declaration of result. As per orders published in the State Government Gazette *vide* Notification No. SEC/4ME/2006/9706, dated 19th December, 2006, the State Election Commission, Haryana, has fixed the time limit of 30 days from the date of declaration of the result of the election to file/lodge account of election expenses with the Deputy Commissioner or any other officer prescribed by the State Election Commission, Haryana, and if a candidate, does not do so within the prescribed time limit, could be disqualified by the State Election Commission, Haryana for a period of three years.

2. The General election to Municipal Council, Jind, District Jind, was held on 20th May, 2010 and the result was also declared on the same day. Therefore, election expenses account were to be filed by 19th June, 2010. The following 121 candidates had failed to lodge account of their election expenses within 30 days of declaration of the result:—

Sr. No.	Name	Ward No.
1	2	3
1	Arjun Dass S/o Sh. Brij Lal	1
2	Om Parkash S/o Sh. Kitab Singh	1
3	Gurbachan Singh S/o Sh. Tali Ram (elected)	1
4	Dara Singh S/o Sh. Guru Dev Singh	1
5	Sewa Rani W/o Sh. Kamal Singh	2
6	Kamlesh W/o Sh. Tej Bhan	2
7	Indrawanti W/o Sh. Dalbir Singh	2
8	Usha W/o Sh. Kalu Ram	2
9	Asha W/o Sh. Parveen	3
10	Santosh W/o Sh. Ramesh	3
11	Krishna Devi W/o Sh. Suresh Kumar	3
12	Balwinder W/o Sh. Pardeep Kumar	3
13	Rajbala W/o Sh. Shri Ram	3
14	Savitri Devi W/o Sh. Raj Kumar	3
15	Baljeet S/o Sh. Baje Ram	4
16	Ram Singh S/o Sh. Chander Bhan	4
17	Jagdish S/o Sh. Sudhan Ram	5
18	Yogesh Kumar S/o Sh. Tej Ram	5

1	2	3
19	Rakesh S/o Sh. Nand Lal	5
20	Rajesh S/o Sh. Ram Kumar	5
21	Nirmla Devi W/o Sh. Sat Narain	6
22	Neetu W/o Sh. Suresh Kumar	6
23	Sunita W/o Sh. Sushil Kumar	6
24	Shakuntla W/o Sh. Ashok Kumar	6
25	Jitender Pal S/o Sh. Har Gobind	7
26	Munish Kumar S/o Balbir	7
27	Ram Parkash S/o Sh. Ram Kumar	7
28	Raj Kumar S/o Sh. Mansha Ram	7
29	Ramphal S/o Sh. Sadi Lal	7
30	Ashwani S/o Sh. Pyare Lal	9
31	Madan Lal S/o Sh. Shish Ram	9
32	Raj Kumar S/o Sh. Shish Ram	9
33	Ram Mehar S/o Sh. Nafe Singh	9
34	Rajender S/o Sh. Maman Ram	9
35	Ajay S/o Sh Ramesh Kumar	11
36	Devi Ram S/o Sh. Phool Singh	11
37	Parkash S/o Sh. Ram Chander	11
38	Ravi S/o Sh. Inder Jeet	11
39	Raj Kumar S/o Sh. Kartar Singh	11
40	Mukesh Sharma S/o Sh Satpal	12
41	Mam Chand S/o Sh. Gaind Ram	13
42	Satish S/o Sh. Amar Singh	13
43	Jogi Ram S/o Sh. Ram Sawroop	14
44	Pawan Kumar S/o Sh. Ram Lal	14
45	Parmod Kumar S/o Sh. Jai Bhagwan	14
46	Mahender Kumar S/o Sh. Tek Chand	14
47	Rajesh Kumar S/o Sh. Om Parkash	14
48	Vijay Kumar S/o Sh. Ram Singh	14
49	Salochna W/o Sh. Raksha Bhan	14

1	2	3
50	Rekha W/o Sh. Sushil Kumar	17
51	Satya Devi W/o Sh. Laxmi Narain	17
52	Kailash Chand S/o Sh. Jagdish Chand	18
53	Jagdish S/o Sh. Mahavir	18
54	Narender S/o Sh. Sansar	18
55	Bhal Chand S/o Sh. Bani Ram	18
56	Manjit Kaur W/o Sh. Surender	18
57	Balbir S/o Sh. Hari Kishan	19
58	Surender S/o Sh. Bhagwan Singh	19
59	Anil Kumar S/o Sh. Suresh Kumar	21
60	Kuldip S/o Sh. Kavar Singh	21
61	Gulab Singh S/o Sh. Bhalle Ram	21
62	Ramesh Kumar S/o Sh. Inder Singh	63
63	Vijender S/o Sh. Surat Singh	21
64	Murti Devi W/o Sh. Mahinder Singh	22
65	Santosh W/o Sh. Balbit Singh	22
66	Asha W/o Sh. Anil Kumar	23
67	Om Devi W/o Sh. Sarup Singh	23
68	Kailasho Devi W/o Sh. Nehru Lal	23
69	Sunita W/o Sh. Balwant Singh	23
70	Taj Bai W/o Sh. Mohhamad Ali Khan	24
71	Darshana Devi W/o Sh. Dharam Pal	24
72	Bimla Devi W/o Sh. Satwan	24
73	Ashish S/o Sh. Himmat Singh	25
74	Babita W/o Sh. Surinder	25
75	Rajbir S/o Sh. Chandgi Ram	25
76	Ram Kesh S/o Sh. Mai Ram	25
77	Rai Singh S/o Sh. Masadi Singh	25
78	Surinder S/o Sh. Chandan Singh	25
79	Charan Dass S/o Sh. Jugan	27
80	Dalip Singh S/o Sh. Banwari Lal	27

1	2	3
81	Dharam Pal S/o Sh. Hari Singh	27
82	Naresh Kumar S/o Sh. Mahavir	27
83	Naurang S/o Sh. Kali Ram	27
84	Pawan Kumar S/o Sh. Anup Singh	27
85	Parveen Kumar S/o Sh. Raghuveer Saini	27
86	Manoj S/o Sh. Mahavir	27
87	Satpal S/o Sh. Surat Singh	27
88	Sarwan Kumar S/o Sh. Shyam Lal	27
89	Surinder S/o Sh. Prabhu Ram	27
90	Bimla Devi W/o Sh. Dharampal	28
91	Laxmi Devi W/o Sh. Tara Chand	28
92	Asha W/o Sh. Sunil	29
93	Om Pati W/o Sh. Raghbir	29
94	Kamlesh W/o Sh. Ram Raji	29
95	Geeta Devi W/o Sh. Manphool	29
96	Darshana W/o Sh. Balwan	29
97	Parbha Devi W/o Sh. Suresh Kumar	29
98	Pinki W/o Sh. Manoj	29
99	Poonam Devi W/o Sh. Vijay Kumar	29
100	Prem Wati W/o Sh. Subhash	29
101	Maya Devi W/o Sh. Ram Karan	29
102	Ram Dulari W/o Sh. Raldu Ram	29
103	Bimal W/o Sh. Randhir	29
104	Kamal Kumar S/o Sh. Ram Kumar	30
105	Kapil Kishor S/o Sh. Kamal Kishor	30
106	Jai Bhagwan S/o Sh. Rajiner	30
107	Jai Bhagwan S/o Sh. Ram Kishan	30
108	Bal Deva S/o Sh. Kalu Ram	30
109	Mukesh S/o Sh. Shish Pal	30
110	Vikram S/o Sh. Ramehar	30
111	Satvir S/o Sh. Surta	30

1	2	3
112	Sonu S/o Sh. Balwan	30
113	Shiv Kumar S/o Sh. Umed Singh	30
114	Om Pati W/o Sh. Chanderbhan	30
115	Krishna Devi W/o Sh. Surender Kumar	31
116	Manjit Kaur W/o Sh. Lakhvinder Singh	31
117	Meena Devi W/o Sh. Rajiv Kumar	31
118	Raj Bala W/o Sh. Surender	31
119	Sobha W/o Sh. Sanjay Goel	31

They were served upon with a show cause notice as to why they should not be disqualified as they did not file the election expenses account within the prescribed time. They were personally heard by me on 10th February, 2012 at 11.30 AM. in the Court Room of Deputy Commissioner, Jind. Out of 119 candidates, 7 candidates mentioned at Sr. No. 9, 16, 26, 42, 72, 81 and 116 have submitted their accounts to the Commission alongwith replies to the Show Cause Notice stating that they were not aware of the rules regarding submission of the election expenditure register account. Sh. Surinder S/o Sh. Prabhu Ram in his reply stated that he has deposited the expenditure register to Sh. Satbir and Sh. Lal Chand but at the time of hearing, he could not submit any receipt

4. At the time of personal hearing on 10th February, 2012, out of 119 candidates, 53 candidates mentioned at Sr. No. 1, 2, 4, 7, 9, 10, 11, 12, 17, 18, 20, 21, 23, 26, 27, 28, 32, 35, 42, 43, 44, 45, 48, 49, 52, 55, 56, 57, 58, 61, 65, 67, 68, 70, 75, 77, 78, 79, 81, 82, 89, 99, 100, 106, 108, 109, 110, 111, 112, 113 & 116 appeared for personal hearing and two candidates mentioned at Sr. No. 6 and 95 were represented by their respective husbands. The following submissions were made by the above mentioned persons:—

- (i) 38 candidates mentioned at Sr. No. 1, 2, 4, 6, 7, 10, 12, 18, 21, 23, 28, 35, 43, 48, 49, 52, 55, 56, 57, 58, 61, 67, 68, 70, 75, 77, 79, 82, 89, 95, 99, 106, 108, 109, 110, 111, 112 & 113 stated that they were not aware about rules regarding deposit of the expenditure register. For this and other reason, they could not deposit the expenditure register.
- (ii) 17 candidates mentioned at Sr. No. 9, 11, 16, 17, 20, 26, 27, 32, 42, 44, 45, 65, 72, 78, 81, 100 & 116 stated that they were not aware about deposit of the expenditure register and they have deposited their expenditure register after issuance of show cause notices either in the office of the State Election Commission or before the Hon'ble State Election Commissioner at the time of hearing.

5. From the records and based on the submission made at the time of hearing, 17 candidates mentioned at Sr. No. 9, 11, 16, 17, 20, 26, 27, 32, 42, 44, 45, 65, 72, 78, 81, 100 & 116 have deposited their election expenditure statement after the prescribed time. On perusal of record of the case and hearing of the candidates mentioned above, it has been observed that the candidates are generally not aware of the procedure of filing the election expenditure statement and consequently they do not submit such statement in time. Most of them have submitted expenditure account after receipt of show cause notices. Therefore, in view of the above and taking a lenient view in the matter, the 17 candidates mentioned above are hereby exempted from filing their election expenditure statement beyond the prescribed time with warning not to repeat such lapse in the future.

6. Remaining 102 candidates mentioned at Sr. No. 1, 2, 3, 4, 5, 6, 7, 8, 10, 12, 13, 14, 15, 18, 19, 21, 22, 23, 24, 25, 28, 29, 30, 31, 33, 34, 35, 36, 37, 38, 39, 40, 41, 43, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 66, 67, 68, 69, 70, 71, 73, 74, 75, 76, 77, 79, 80, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 117, 118 & 119 of para 2 have not submitted statements of expenditure so far, they all are hereby disqualified for a period of 3 years from the date of this order.

7. The office is directed to send a copy of the order to all concerned and also get it notified in the Haryana Government Gazette.

Panchkula :
The 13th March, 2012

DHARAM VIR,
State Election Commissioner, Haryana.